

**IN THE CIRCUIT OF THE ELEVENTH JUDICIAL CIRCUIT  
IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

PAULE VILLARD,

PETITIONER,

v.

STEPHANIE KIENZLE,

RESPONDENT

**DOMESTIC VIOLENCE DIVISION  
CASE: 2022-004893-FC-04**

**MOTION FOR SANCTIONS AND FOR RULE TO SHOW CAUSE**

Respondent Stephanie Kienzle, through undersigned counsel, file this Motion For Sanctions and For Rule to Show Cause and states as follows:

**INTRODUCTION**

At the hearing on April 6, 2022, Villard and her attorney informed this Court that the Respondent had posted a blog attaching a complaint to the Florida Ethics Commission that included Villard's home address.

Both Villard and her attorney knew that this was not true. Respondent Kienzle NEVER posted any blogs with Villard's home address and NEVER posted any documents that had her home address.

Villard and her attorney knew that that the document presented to the court was an Ethics Complaint that contained Villard's home address. They also knew that Kienzle never placed Villard's address or the Complaint on her BLOG.

Knowing that Kienzle never placed any documents containing Villard's home address on her BLOG, they proceeded to present the Court with this false information.

Both Villard and her lawyer had the unfettered and unlimited ability to access Kienzle's BLOG and knew or should have known that Villard's home address was NEVER placed on Kienzle's BLOG.

### **MEMORANDUM OF LAW**

According to the Florida Bar Rules of Professional Conduct, specifically Rule 4-3.3, Candor Toward the Tribunal:

**(a) False Evidence; Duty to Disclose.** A lawyer shall not knowingly:

- (1) make a false statement of fact or law to a tribunal or fail to correct a false statement of material fact or law previously made to the tribunal by the lawyer;
- (2) fail to disclose a material fact to a tribunal when disclosure is necessary to avoid assisting a criminal or fraudulent act by the client;
- (3) fail to disclose to the tribunal legal authority in the controlling jurisdiction known to the lawyer to be directly adverse to the position of the client and not disclosed by opposing counsel; or
- (4) offer evidence that the lawyer knows to be false. A lawyer may not offer testimony that the lawyer knows to be false in the form of a narrative unless so ordered by the tribunal. If a lawyer, the lawyer's client, or a witness called by the lawyer has offered material evidence and the lawyer comes to know of its falsity, the lawyer shall take reasonable remedial measures including, if necessary, disclosure to the tribunal. A lawyer may refuse to offer evidence that the lawyer reasonably believes is false.

**WHEREFORE,** THE RESPONDENT REQUESTS THAT THIS COURT strike all of the false testimony concerning Villard's address being on Kienzle's BLOG and enters a Rule for to Show Cause why Villard and her attorney should not be subjected to sanctions for misleading the tribunal.

Respectfully submitted,

**MICHAEL A. PIZZI, JR., Esq.**  
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By: /s/ Michael A. Pizzi, Jr.  
**MICHAEL A. PIZZI, Jr., Esq.**

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the above and foregoing document was e-filed via the State's E-Filing Portal and copies furnished electronically to all parties of record on this 10<sup>th</sup> day of April 2022.

By: /s/ Michael A. Pizzi, Jr.  
**MICHAEL A. PIZZI, Jr., Esq.**